

GENERAL ORDINANCE NO. G- 18-72

An Ordinance amending Section 14 of the Zoning Ordinance of the City of Fort Wayne, Indiana, pertaining to Public Hearings on Multiple Family or Group Facilities in "RA" and "RB" Districts.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA.

SECTION 1. Section 14 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and subsequent amendments, is hereby amended by deleting paragraph D (10) of said section and substituting therefor the following:

SECTION 14.D. "RA" District and "RB" District Residence.

- (10) If the Commission shall find that substantial property rights in the area surrounding the tract may be directly affected by the development, a public hearing shall be held by the Commission before it approves a preliminary development plan; otherwise, a public hearing shall not be required. Notice of any such public hearing shall be the same notice as is required under the laws of the State of Indiana for the adoption of a Master Plan or amendments thereto under the Planning Acts of the State of Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Eugene Krawiec
Councilman

approved as to form
and registers
Dan H. Logan
Associate City Attorney

Read the first time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Regulation (and to the City ~~Plan Commission for recommendation~~) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the _____ day of _____, 19____, at _____ o'clock P.M., E.S.T.

Date: 10/24/72 Charles W. Mistorman
CITY CLERK

Read the third time in full and on motion by Kraus seconded by Slaw and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____ to-wit:
Burns	<u>✓</u>	_____	_____	_____
Hinga	<u>✓</u>	_____	_____	_____
Kraus	<u>✓</u>	_____	_____	_____
Nuckols	<u>✓</u>	_____	_____	_____
Moses	<u>✓</u>	_____	_____	_____
Schmidt, D.	<u>✓</u>	_____	_____	_____
Schmidt, V.	<u>✓</u>	_____	_____	_____
Stier	<u>✓</u>	_____	_____	_____
Talarico	<u>✓</u>	_____	_____	_____

Date 11-14-72 Charles W. Mistorman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as ~~(Zoning Map)~~ (General) (Annexation) (~~Special~~) (Appropriation) Ordinance (~~Resolution~~) No. 18-18-72 on the 14th day of November, 19 72.

ATTEST: (SEAL)
Charles W. Mistorman CITY CLERK John Nuckols PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of November, 19 72 at the hour of 10:00 o'clock A M., E.S.T.

Charles W. Mistorman
CITY CLERK

Approved and signed by me this 15th day of November, 19 72 at the hour of 3:45 o'clock P M., E.S.T.

Sam H. Lawrence
MAYOR

Bill No. BILL NO. G-72-10-18

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending Section 14 of the Zoning Ordinance of the
City of Fort Wayne, Indiana, pertaining to Public
Hearings on Multiple Family or Group Facilities in
"RA" and "RB" Districts.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

Eugene Kraus, Jr. - Chairman

James S. Stier - Vice-Chairman

William T. Hinga

Paul M. Burns

Vivian G. Schmidt

Eugene Kraus, Jr.

James S. Stier

William T. Hinga

Paul M. Burns

Vivian G. Schmidt

DATE 11-24-72 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

November 20, 1972

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of November 24 and December 1st, 1972, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of
Fort Wayne, Indiana, amending
Section 14 of the Zoning Ordinance
of the City of Fort Wayne, Indiana,
pertaining to Public Hearings on
Multiple Family or Group Facilities
in "RA" and "RB" Districts.

Please send us four (4) copies of the Publisher's Affidavit.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
Encl: 1

LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 19 72, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance No. G-18-72 Ordinance, to-wit:

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Bill No. G-72-10-18 Ordinance No. G-18-72 passed by the Common Council on the 14th day of November, 19 72, and that said Ordinance was duly signed and approved by the Mayor on the 15th day of November, 19 72 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of November, 19 72.

SEAL

CHARLES W. WESTERMAN
CITY CLERK

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE

CONTENTS OF ORDINANCE

BILL NO.	9-72-10-18
ORDINANCE NO.	
<input checked="" type="checkbox"/> REGULAR SESSION	
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	J. Logan
BILL WRITTEN BY	
DATE INTRODUCED	10-24-72
REFERRED TO SAID STANDING COMMITTEE	Kraus Regulations
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
<input checked="" type="checkbox"/> LEGAL PUBLICATION	11-14-72
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
PASS	
DO NOT PASS	
WITHDRAWN	
SUSPENSION OF RULES	
PRIOR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

<input checked="" type="checkbox"/> COMMITTEE SHEET
<input checked="" type="checkbox"/> VOTE SHEET
PURCHASE ORDERS
BIDS
ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
COMMUNICATIONS FROM
ZONING MAPS
ABSTRACTS
TITLES
PRIOR APPROVAL LETTER

COUNCILMAN'S VOTE

	AYES	NAYS	ABSENT
BURNS			
HINGA			
KRAUS			
MOSES			
NUCKOLS			
D. SCHMIDT			
V. SCHMIDT			
STIER			
TALARICO			

COMMENTS:

Common Council of City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

—
88
1
89

COMPUTATION OF CHARGES

89 lines, columns wide equals equivalent lines at .288¢ 25.63
cents per line \$

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) (2) 1.00

TOTAL AMOUNT OF CLAIM \$ 26.63

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows: November 24, 1972 December 1, 1972

Subscribed and sworn to before me this 8th day of December 19 72

My commission expires October 3, 1975

Notary Public

Date December 8, 19 72

Notice is hereby given that on the 14th day of November, 1972, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance No. G-18-72 Ordinance, to-wit:

BILL NO. G-73-1918
GENERAL ORDINANCE NO. G-18-72
An Ordinance amending Section 14 of the Zoning Ordinance of the City of Fort Wayne, Indiana, pertaining to Public Hearings on Multiple Family or Group Facilities in "RA" and "RB" Districts.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA: SECTION 1. Section 14 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and subsequent amendments, is hereby amended by deleting paragraph 0 (16) of said section and substituting therefor the following: SECTION 14 0. "RA" District and "RB" District Residence.

(1) If the Commission shall find that substantial property rights in the area surrounding the tract may be directly affected by the development, a public hearing shall be held by the Commission before it approves a preliminary hearing shall not be required. Notice of any such public hearing shall be the same notice as is required under the laws of the State of Indiana for the adoption of a Master Plan or amendments.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Eugene Kraus, Jr., Councilman by Kraus seconded by V. Schmidt and adopted, read the said time by title and referred to the Committee on Regulations. Date: 10-23-72

Charles W. Westerman, City Clerk Read the third time in full and on motion by Kraus seconded by Siler and duly adopted, placed on its passage. PASSEO by the following vote:

Ayes: Nine
Burns, Hingo, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Siler, Talarico.
Nays: None
Date: 11-14-72

Charles W. Westerman, City Clerk Passed and adopted by the Common Council of the City of Fort Wayne, Indiana General Ordinance No. G-18-72 on the 14th day of November, 1972.

ATTEST: (SEAL)
Charles W. Westerman, City Clerk John Nuckols, Presiding Officer Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of November, 1972 at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman, City Clerk Approved and signed by me this 12th day of November, 1972, at the hour of 3:00 o'clock P.M., E.S.T.

Ivan A. Lebonoff, Mayor
Charles W. Westerman, Clerk, of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Bill No. G-18-72 Ordinance No. G-18-72 passed by the Common Council on the 14th day of November, 1972, and that said Ordinance was duly signed and approved by the Mayor on the 14th day of November, 1972, and now remains on file on the record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 15th day of November, 1972.

(SEAL)
Charles W. Westerman, City Clerk

Common Council-City of Ft. Wayne

(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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89

COMPUTATION OF CHARGES

89 lines, columns wide equals equivalent lines at .2884 25.63
cents per line \$

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

(2) 1.00
26.63
\$

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

December 8, 72

Date December 8, 1972

Title Clerk

PUBLISHER'S AFFIDAVIT

} ss:

Legal Notices

Legal Notices

Notice is hereby given that on the 14th day of November, 1972, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following General Ordinance No. G-18-72 Ordinance, to-wit:

BILL NO. G-72-1088

GENERAL ORDINANCE NO. G-18-72
An Ordinance amending Section 14 of the Zoning Ordinance of the City of Fort Wayne, Indiana, pertaining to Public Hearings on Multiple Family or Group Facilities in "RA" and "RB" Districts.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA: SECTION 1. Section 14 of Chapter 35 of the Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. 2836 and Subsequent Amendments, is hereby amended by deleting paragraph O (1b) of said section and substituting herefor the following: SECTION 14 D. "RA" District and "RB" District Residence.

(1) If the Commission shall find that substantial property rights in the area surrounding the tract may be directly affected by the development, a public hearing shall be held by the Commission before it approves a preliminary development plan; otherwise, a public hearing shall not be required. Notice of any such public hearing shall be the same notice as is required under the laws of the State of Indiana for the adoption of a Master Plan or amendments.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Eugene Kraus, Jr. Councilman
Read the first time in full and on motion by Kraus seconded by V. Schmidt and adopted, read the second time by title and referred to the Committee on Regulations.
Date: 10-24-72

Charles W. Westerman, City Clerk
Read the third time in full and on motion by Kraus seconded by Siler and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hings, Kraus, Nuckolls, Moses, O. Schmidt, V. Schmidt, Siler, Talarico, Neve, None

Dates: 11-14-72
Charles W. Westerman, City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-18-72 on the 14th day of November, 1972.

ATTEST: (SEAL)
Charles W. Westerman, City Clerk
John Nuckolls, Presiding Officer
Presented by me to the Mayor of the City

of Fort Wayne, Indiana, on the 15th day of November, 1972, of the hour of 10:40 o'clock A.M., E.S.T.
Charles W. Westerman, City Clerk
Approved and signed by me this 15th day of November, 1972, of the hour of 3:00 o'clock P.M., E.S.T.
Ivan A. Lebamoff, Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Bill No. G-72-10-18 Ordinance No. G-18-72 passed by the Common Council on the 14th day of November, 1972, and that said Ordinance was duly signed and approved by the Mayor on the 15th day of November, 1972, and now remains on file on the record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of November, 1972.
(SEAL) Charles W. Westerman, City Clerk
11-24-12-1

and before me, a notary public in and for said county and state, the A. M. Hostman who, being duly sworn, says Clerk of the

NEWS-SENTINEL

newspaper of general circulation printed and published in the city of FORT WAYNE, INDIANA
aforesaid, and that the printed matter attached hereto is a true copy, blished in said paper for times the dates of publication being November 24, 1972

December 1, 1972

8th December 72

Subscribed and sworn to before me this day of 19

October 25, 1973

My commission expires Public